

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX
MARKETING SALES PRACTICES AND
PRODUCT LIABILITY LITIGATION

CASE NO. M:05-cv-01699-CRB

MDL No. 1699

This Filing Relates To:

**STIPULATION OF DISMISSAL
WITHOUT PREJUDICE**

Larry Cooper v. Pfizer
Case No. 07-01408-CRB

NOW COME the Parties, Plaintiff Larry Cooper and Defendant Pfizer, by and through their undersigned counsel, and hereby file this Stipulation of Dismissal Without Prejudice.

1. The original complaint *Larry Cooper v. Pfizer, Inc.* was filed on December 7, 2006 in the United States District Court, Southern District of Ohio.

2. An Answer was filed on January 23, 2007 in the United States District Court, Southern District of Ohio.

3. This matter was subsequently transferred to this Court in the above captioned matter on March 12, 2007.

4. Pursuant to Federal Rule of Civil Procedure 41(A)(1), the Parties hereby stipulate to a dismissal of the above-captioned action without prejudice. Pursuant to Ohio's savings

1 statute, R.C. §2305.19, Plaintiff is permitted to refile this action within one year of the date of
2 this dismissal. The Parties agree that if Plaintiff refiles this action, he will only refile in Federal
3 Court.

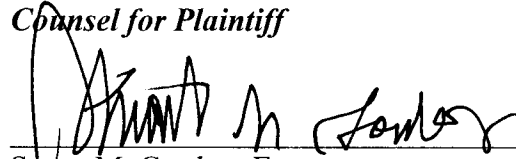
4 Respectfully submitted,

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1 IT IS SO ORDERED.

2 August 8, 2007.

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5 Hon. Charles R. Breyer
United States District Court

